

PUBLIC NOTICE

Notice to Water Users
(Pursuant to Section 85-2-307, MCA)
The following application has been submitted to appropriate water in the State of Montana.

THE DEPARTMENT OF NATURAL RESOURCES AND CONSERVATION PROPOSES TO GRANT AN APPLICATION FOR BENEFICIAL WATER USE PERMIT. DESCRIBED BELOW ARE THE PERTINENT FACTS WHICH SUMMARIZE THE APPLICATION. THE PRELIMINARY DETERMINATION (PD) DOCUMENTING THE FINDINGS OF FACT AND CONCLUSIONS OF LAW AND ANY CONDITIONS ATTACHED TO THE WATER RIGHT ARE AVAILABLE ON THE INTERNET AT <http://www.dnrc.mt.gov/wrd/>.

OBJECTION DEADLINE: APRIL 3, 2023. THE DEPARTMENT CAN ONLY ACCEPT OBJECTIONS FILED ON AN OBJECTION TO APPLICATION, FORM 611. MAIL THE COMPLETED FORM AND THE \$25.00 FILING FEE TO THE DNRC, PO BOX 201601, HELENA, MT 59620-1601 BY THE DEADLINE SPECIFIED. THE FORM IS AVAILABLE ON THE DEPARTMENT'S WEBSITE.

DIRECT ANY QUESTIONS PERTAINING TO THE APPLICATION, TO OBTAIN THE PD OR OBJECTION FORM TO THE WATER RESOURCES OFFICE AT 1371 RIMTOP DRIVE, BILLINGS, MT 59105-1978, PHONE: 406-247-4415, FAX: 406-247-4416.

IF ISSUED, THE RIGHT WILL BE SUBJECT TO PRIOR EXISTING WATER RIGHTS.

Application Number:

43Q 30157960

Owners:

MAE INVESTMENTS LLC
PO BOX 81565
BILLINGS, MT 59108 1565

Priority Date:

AUGUST 16, 2022 at 10:14 A.M.

Purpose (Use):

LAWN AND GARDEN
MULTIPLE DOMESTIC

Maximum Flow Rate:

225.50 GPM

Maximum Volume:

61.00 AC-FT

Maximum Acres:

23.04

Source Name:

GROUNDWATER

Source Type:

GROUNDWATER

Point of Diversion and Means of Diversion:

<u>ID</u>	<u>Govt Lot</u>	<u>Qtr</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1		SWSWNE	32	1S	25E	YELLOWSTONE
Period of Diversion:	JANUARY 1 TO DECEMBER 31					
Diversion Means:	WELL					
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 1					
2		SWSWNE	32	1S	25E	YELLOWSTONE
Period of Diversion:	JANUARY 1 TO DECEMBER 31					
Diversion Means:	WELL					
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 2					
3		SWSWNE	32	1S	25E	YELLOWSTONE
Period of Diversion:	JANUARY 1 TO DECEMBER 31					
Diversion Means:	WELL					
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 3					
4		SESWNE	32	1S	25E	YELLOWSTONE
Period of Diversion:	JANUARY 1 TO DECEMBER 31					
Diversion Means:	WELL					
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 4					
5		SESWNE	32	1S	25E	YELLOWSTONE
Period of Diversion:	MAY 1 TO SEPTEMBER 30					
Diversion Means:	WELL					
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 5					

6	SESWNE	32	1S	25E	YELLOWSTONE		
Period of Diversion:	JANUARY 1 TO DECEMBER 31						
Diversion Means:	WELL						
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 5						
7	NESWNE	32	1S	25E	YELLOWSTONE		
Period of Diversion:	JANUARY 1 TO DECEMBER 31						
Diversion Means:	WELL						
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 6						
8	NESWNE	32	1S	25E	YELLOWSTONE		
Period of Diversion:	JANUARY 1 TO DECEMBER 31						
Diversion Means:	WELL						
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 7						
9	NESWNE	32	1S	25E	YELLOWSTONE		
Period of Diversion:	JANUARY 1 TO DECEMBER 31						
Diversion Means:	WELL						
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 8						
10	NWSENE	32	1S	25E	YELLOWSTONE		
Period of Diversion:	JANUARY 1 TO DECEMBER 31						
Diversion Means:	WELL						
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 9						
11	SWNENE	32	1S	25E	YELLOWSTONE		
Period of Diversion:	JANUARY 1 TO DECEMBER 31						
Diversion Means:	WELL						
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 10						
12	SWNENE	32	1S	25E	YELLOWSTONE		
Period of Diversion:	JANUARY 1 TO DECEMBER 31						
Diversion Means:	WELL						
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 11						
13	SENWNE	32	1S	25E	YELLOWSTONE		
Period of Diversion:	JANUARY 1 TO DECEMBER 31						
Diversion Means:	WELL						
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 12						
Purpose (Use):	LAWN AND GARDEN						
Volume:	57.60 AC-FT						
Period of Use:	MAY 1 to SEPTEMBER 30						
Place of Use:							
<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1	23.04		NE	32	1S	25E	YELLOWSTONE
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 1-12 BLOCK:						
Total:	23.04						
Purpose (Use):	MULTIPLE DOMESTIC						
Household:	12						
Volume:	3.40 AC-FT						
Period of Use:	JANUARY 1 to DECEMBER 31						
Place of Use:							
<u>ID</u>	<u>Acres</u>	<u>Govt Lot</u>	<u>Qtr Sec</u>	<u>Sec</u>	<u>Twp</u>	<u>Rge</u>	<u>County</u>
1			NE	32	1S	25E	YELLOWSTONE
Subdivision:	SOUTHERN SKY ESTATES TRACT/LOT: 1-12 BLOCK:						
THE PLACE OF USE IS IN SOUTHERN SKY ESTATES SUBD LOTS 1-12 AND THE SOUTHERN SKY ESTATES SUBD PARK AREA.							

Remarks:

IMPORTANT INFORMATION

NOTIFICATION REQUIREMENT: THE APPROPRIATOR SHALL RECORD A DOCUMENT IN THE COURTHOUSE THAT SHALL NOTIFY ALL CURRENT AND FUTURE LANDOWNERS OF LOTS 1-12 IN SOUTHERN SKY ESTATES SUBDIVISION THAT 1) A WATER RIGHT CANNOT BE OWNED BY A PRIVATE INDIVIDUAL, BUT MUST BE HELD IN THE NAME OF THE HOME OWNERS ASSOCIATION (THE APPROPRIATOR); 2) A COPY OF THE WELL LOG MUST BE SUBMITTED TO THE APPROPRIATOR; AND 3) WATER USE MUST BE MEASURED AND RECORDED AS DESCRIBED IN THIS PERMIT. THE APPROPRIATOR SHALL PROVIDE A COPY OF THE RECORDED DOCUMENT IDENTIFYING THESE RESTRICTIONS TO EACH LANDOWNER.

IMPORTANT INFORMATION

WELL LOGS: THE APPROPRIATOR SHALL REQUIRE THE LANDOWNERS OF LOTS 1-12 IN SOUTHERN SKY ESTATES SUBDIVISION TO PROVIDE A COPY OF THE WELL LOG TO THE APPROPRIATOR WITHIN 90 DAYS OF COMPLETION OF THE WELL. THE APPROPRIATOR SHALL PROVIDE A COPY OF WELL LOGS FOR ALL WELLS COMPLETED DURING THAT YEAR TO THE WATER RESOURCES REGIONAL OFFICE BY JANUARY 31 OF EACH YEAR.

IMPORTANT INFORMATION

THE APPROPRIATOR MUST PERFORM 8-HOUR DRAWDOWN AND YIELD TESTS ON EACH PRODUCTION WELL FOR RESIDENTIAL LOTS 1-12 UNTIL THE REQUESTED FLOW RATE OF 225.5 GPM HAS BEEN ATTAINED. THE RESULTS OF THE 8-HOUR DRAWDOWN AND YIELD TESTS MUST BE SUBMITTED TO THE DEPARTMENT ON FORM 633 AS THE PRODUCTION WELLS ARE COMPLETED.

WATER MEASUREMENT INFORMATION

THE APPROPRIATOR SHALL REQUIRE LANDOWNERS OF LOTS 1-12 IN SOUTHERN SKY ESTATES SUBDIVISION TO INSTALL A DEPARTMENT APPROVED WATER USE MEASURING DEVICE. A MEASURING DEVICE MUST ALSO BE INSTALLED ON THE PARK WELL. WATER MUST NOT BE DIVERTED FROM THE WELLS UNTIL THE REQUIRED MEASURING DEVICE IS IN PLACE AND OPERATING. THE APPROPRIATOR SHALL KEEP YEARLY WRITTEN RECORD OF THE FLOW RATE AND VOLUME OF ALL WATER DIVERTED FROM JANUARY 1 THROUGH DECEMBER 31 BY ALL WELLS. THE WATER USE RECORDS SHALL BE COMPILED AND SUBMITTED TO THE DEPARTMENT BY JANUARY 31 OF EACH YEAR AND UPON REQUEST AT OTHER TIMES DURING THE YEAR.

FAILURE TO SUBMIT REPORTS MAY BE CAUSE FOR REVOCATION OF THE PERMIT. THE RECORDS MUST BE SENT TO THE BILLINGS WATER RESOURCES REGIONAL OFFICE. THE APPROPRIATOR SHALL ENSURE EACH MEASURING DEVICE IS MAINTAINED SO IT ALWAYS OPERATES PROPERLY AND MEASURES FLOW RATE AND VOLUME ACCURATELY.

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